

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

**Re: Patrick Fender v Arenac Circuit Judge**

Docket No. **307465**

L.C. No. **08-003370-FC**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The original complaint for habeas corpus is DISMISSED for lack of jurisdiction because it is not properly brought against defendants where neither they nor their subordinates have custody of plaintiff prisoner. See MCR 3.303(D)(1)(a).

The motion for abeyance is DENIED as moot.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

**MAR 09 2012**

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line.

Chief Clerk